Docket No.: 043888-0309 PATENT

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of : Customer Number: 53080

Yuu INATOMI, et al. : Confirmation Number: 5354

:

: Group Art Unit: 1795

: Commission DOME TRACKA

Filed: April 01, 2004 : Examiner: DOVE, TRACY MAE

For: ELECTRODE AND ELECTROCHEMICAL DEVICE USING THE SAME

## INFORMATION DISCLOSURE STATEMENT

Mail Stop Amendment Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Application No.: 10/814,342

Dear Sir

This Information Disclosure Statement is being filed more than three months after the U.S. filing date and after the mailing date of a Final Rejection or Notice of Allowance, but before payment of the Issue Fee.

## REQUEST TO CONSIDER REFERENCES AFTER CLOSE OF PROSECUTION AND

## BEFORE PAYMENT OF ISSUE FEE

In accordance with the provisions of 37 C.F.R. 1.56, 1.97 and 1.98, the attention of the Patent and Trademark Office is hereby directed to the references listed on the attached form PTO-1449. It is respectfully requested that the references be expressly considered during the prosecution of this application, and that the references be made of record therein and appear among the "References Cited" on any patent to issue therefrom. Please charge the processing fee under 1.17(p) of \$180.00 to Deposit Account 500417.

10/814,342

CERTIFICATION PARAGRAPH

The undersigned certifies that each item of information contained in this Information

Disclosure Statement was first cited in a communication from a foreign patent office in a

counterpart foreign application not more than three months prior to the filing of this Information

Disclosure Statement as described in 37 CFR 1.97(e)(1).

Each Japanese reference was cited in a corresponding Japanese application Office Action

and its relevance discussed therein. A copy of the Japanese Office Action is attached for the

Examiner's information. Please note that the reference JP 02-075158 has been previously cited

in an Information Disclosure Statement filed November 8, 2006 in the present application.

Please charge any shortage in fees due in connection with the filing of this paper,

including extension of time fees, to Deposit Account 500417 and please credit any excess fees to

such deposit account.

Respectfully submitted,

McDERMOTT WILL & EMERY LLP

Michael E. Fogarty

Registration No. 36,139

Please recognize our Customer No. 53080 s our correspondence address.

600 13th Street, N.W. Washington, DC 20005-3096 Phone: 202.756.8000 MEF:mjb Facsimile: 202.756.8087

Date: May 18, 2010

2